IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SECOND DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 20058 of 2004

Between:

C. Thyagarajulu Naidu, S/o. C.N. Naidu,

Ex.Driver, R/o.Gondlapally(V),
Vijjireddypally Post, Chittoor District.

..... PETITIONER

AND

The Regional Manager, APSRTC,

Tirupati, Chittoor District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or directions, more in the nature of writ of Mandamus, directing the respondent to consider and pass appropriate orders on the petitioners representation dt. 10.12.2003 as per law and following the Circular No.PD-43/2000 dt. 11.8.2000 and appoint him as Driver forthwith.

For the Petitioner: Mr. P.GOVINDA RAJULU, Advocate.

For the Respondent: Mr. P.VINAYAKA SWAMY,S.C. for APSRTC.

The Court at the stage of admission made the following ORDER:

The petitioner is working as a driver in the respondent-Corporation, after regular selection in the year 1996. He was issued a charge sheet on 7-2-1997 alleging that he produced a non-genuine driving licence, kept the petitioner out of duty with effect

from 21-11-1997 and later, passed the final order on 12-12-1997, terminating him from service by forfeiting his security deposit.

The respondent-corporation issued a circular No.PD43/2000 dated 11-8-2000 directing the concerned authorities to reconsider the cases of the drivers, who were terminated from services due to production of non-genuine driving licence, after obtaining fresh genuine licences from them. In pursuance of the said circular, the petitioner was directed to produce fresh licence. Accordingly, he submitted his new driving licence with all particulars. He was also directed through a letter in the month of March, 2003 to submit his original driving licence on or before 31-3-2003 and the same was submitted by him personally within the stipulated time, but the respondent so far did not take any action in pursuance of the circular dated 11-8-2000. The petitioner, therefore, approached this Court seeking direction to the respondent to pass appropriate orders on his representation dated 10-12-2003.

Having regard to the facts and circumstances explained by the petitioner, the respondent is directed to consider the representation of the petitioner dated 10-12-2003, to consider his case for employing him as a driver in pursuance of the circular No.PD43/2000 dated 11-8-2000 and pass appropriate orders within eight weeks from the date of receipt of a copy of this order.

The Writ Petition is accordingly disposed of.

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(Dr.G.YETHIRAJULU,J)

2nd November, 2004.

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To

1. The Regional Manager, APSRTC, Tirupati, Chittoor District.

2. Two CD copies.